

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**TRANSMITTAL
FORM**

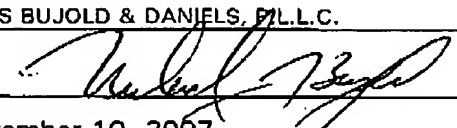
(to be used for all correspondence after initial filing)

Application Number	10/776,565
Filing Date	February 11, 2004
First Named Inventor	Raymond W. HAWES
Group Art Unit	3609
Examiner Name	Branon C. PAINTER Fax: (571) 273-8300
Total No. of Pages in this Submission: 3	Attorney Docket Number RAPDEP P01AUS

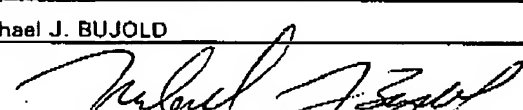
**RECEIVED
CENTRAL FAX CENTER****SEP 10 2007****ENCLOSURES (check all that apply)**

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee attached <input checked="" type="checkbox"/> Response [2] <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request (in Duplicate) <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Stmt. <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Part/s Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition (DELETED - no longer useful) <input type="checkbox"/> To Convert a Provisional Petition <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request for Refund	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Additional Enclosure(s) (please identify below):
-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

REMARKS**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm or Individual Name	Michael J. BUJOLD DAVIS BUJOLD & DANIELS, P.L.L.C.	Reg. No. 32,018 CUSTOMER NO. 020210
Signature		
Date	September 10, 2007	

CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the USPTO on September 10, 2007		
Type or printed name	Michael J. BUJOLD	
Signature		Date: September 10, 2007 (Ifb)

**RECEIVED
CENTRAL FAX CENTER**

9/10/07

SEP 10 2007

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Raymond W. HAWES
Serial no. : 10/776,565
Filed : February 11, 2004
For : RAPIDLY DEPLOYABLE TEMPORARY
MODULAR STRUCTURES AND COMPONENT
ELEMENTS THEREOF

Group Art Unit : 3609
Examiner : Branon C. PAINTER
Docket : RAPDEP P01AUS

The Commissioner for Patents
U.S. Patent & Trademark Office
P. O. Box 1450
Alexandria, VA 22313-1450

RESPONSE

Dear Sir:

This response is being filed in reply to the office action mailed August 10, 2007. In that action, the Examiner requires restriction, under 35 U.S.C. § 121, between one of the following groups of claims:

- I. Claims 1-14, 17 and 18 drawn to a system of structural components, classified in class 052, subclass 655.1;
- II. Claims 15 and 16 drawn to a curbing component, classified in class 052, subclass 302.6; or
- III. Claims 19-24 drawn to a method for constructing a structure, classified in class 052, subclass 741.1.

The Applicant accepts the restrict requirement with respect to Group II, but respectfully requests withdrawal of the raised restriction requirement concerning Groups I and III in view of the following remarks.

In requiring restriction, the Examiner characterizes the inventions of Groups I and III to be related as "product (system) and process of use". The Examiner then alleges that the product (system) as claimed can be used in a materially different process, such as using nails, glue or another fastener that is not a bolt. In making this statement, the Examiner appears to have ignored the stated limitations in the Group I and III claims, which both cover the essentially the same system components (see lines 4-24 of claim 1 as well as lines 14-36 of claim 19).